

(c) Reduced Deliveries.

If the Contractor believes that a law, regulation, or order of a foreign government requires the Contractor to deliver less than the quantity set forth in the Schedule for any location within that country, the Contractor may request allocation in accordance with (a) above. In addition to the criteria in (a) above, the Contractor's request shall cite—

(1) The law, regulation or order, furnishing copies of the same;

(2) The authority under which is imposed; and

(3) The nature of the Government's waiver, exception, and enforcement procedure.

The Contracting Officer will promptly review the matter and advise the Contractor whether or not the need to allocate has been substantiated. If the law, regulation, or order requiring the Contractor to reduce deliveries ceases to be effective, the Contractor shall resume deliveries in accordance with the original Schedule.

(d) If, as a result of reduced deliveries permitted by (a), (b), or (c) above, the Contracting Officer decides that continuation of this contract is no longer in the best interests of the Government, the Government may terminate this contract or any quantity thereunder, by written notice, at no cost to the Government. However, the Government shall not be relieved of its obligation to pay for supplies actually delivered to and accepted by it.

(e) Except as otherwise stated in (b) above, any volumes omitted pursuant to (a) or (b) above shall be deleted from this contract, and the Contractor shall have no continuing obligation, so far as this contract is concerned, to make up such omitted supplies.

(f) For Posts, Camps, and Stations contracts, Department of Energy priority orders and allocation regulations will take precedence over any conflicting provisions of this clause.

(g) For Bulk Fuels contracts, the provisions contained in (a) and (b) above shall be inoperative when the Secretary of Defense makes a written determination that it is essential to the National Defense that the Defense Fuel Supply Center be provided contract volumes exceeding the pro rata amount of product to which it would otherwise be entitled. However, in no case will the Contractor be required, under this contract, to supply more than 100% of the quantity specified in the Schedule.

[end of clause]

Dated: April 24, 1995.

Margaret J. Janes,

Assistant Executive Director (Procurement Policy).

[FR Doc. 95-10761 Filed 5-3-95; 8:45 am]

BILLING CODE 5000-04-M

ENVIRONMENTAL PROTECTION AGENCY

48 CFR Parts 1503, 1505, 1513, 1514, 1515, 1522, 1525, 1542 and 1552

[FRL-5201-5]

Acquisition Regulation

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is amending the EPA Acquisition Regulation (EPAAR) to incorporate changes to the EPAAR which are generally administrative in nature.

EFFECTIVE DATE: May 4, 1995.

ADDRESSES: Environmental Protection Agency, Office of Acquisition Management (3802F), 401 M Street SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Larry Wyborski, Telephone: (202) 260-6482.

SUPPLEMENTARY INFORMATION:

I. Background Information

This rule raises the level of delegated authority and the dollar thresholds for several administrative review requirements. The rule also corrects terminology, FAR and EPAAR references and improves the consistency between the FAR and the EPAAR.

II. Executive Order 12866

This is not a significant regulatory action under Executive Order 12866; therefore, no review is required at the Office of Information and Regulatory Affairs within OMB.

III. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because this rule does not contain information collection requirements for the approval of the Office of Management and Budget (OMB) under 44 U.S.C. 3501, *et seq.*

IV. Regulatory Flexibility Act

This rule is not expected to have a significant impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*

List of Subjects in 48 CFR Parts

1503, 1505, 1513, 1514, 1515, 1522, 1525, 1542 and 1552. Government Procurement.

For the reasons set forth in the preamble, Chapter 15 of Title 48 Code of Federal Regulations 1503, 1505, 1513, 1514, 1515, 1522, 1525, 1542 and 1552 is amended as follows:

1. The authority citation for parts 1503, 1505, 1513, 1514, 1515, 1522, 1525, 1542 and 1552 continue to read as follows:

Authority: Sec. 205(c), 63 Stat. 390 as amended, 40 U.S.C. 486(c).

1503.203 [Amended]

2. Section 1503.203 is amended by removing the words "Head of the Contracting Activity" and adding in its place the words "Chief of the Contracting Office".

1505.270 [Amended]

3. Section 1505.270 is amended by removing the dollar figure "\$10,000" in paragraph (b) and adding in its place the dollar figure "\$25,000".

1505.271 [Removed and Reserved]

4. Section 1505.271 is removed and reserved.

1513.570 [Amended]

5. Section 1513.570 is amended by revising paragraph (c) to read as follows:

1513.570 Oral Purchase Orders

* * * * *

(c) Oral purchase orders shall not be used for—

(1) Acquisitions for construction over \$2,000.

(2) Acquisitions for services over \$2,500 which are subject to the Service Contract Act.

1514.406-3 [Amended]

6. Section 1514.406-3 is amended by removing the words "Head of Contracting Activity (HCA)" and adding in its place the words "Chief of the Contracting Office".

1515.506 [Amended]

7. Section 1515.506 is amended by removing "PM-216" and adding in its place "3903F".

1515.612 [Amended]

8. Section 1515.612 is amended by removing the dollar figure of "\$5,000,000" in paragraphs (a)(1) introductory text and (a)(2) introductory text and adding in its place the dollar figure "\$15,000,000."

1522.608-3 [Amended]

9. 1522.608-3 is amended by removing the words "Head of the Contracting Activity (HCA) for referral to the Department of Labor (DOL) or to the Administrator of SBA if the offeror is a small business" and adding in its place "Chief of the Contracting Office in accordance with FAR 22.608-3(b)(1)-(3)".

10. Section 1522.1003 is revised to read as follows:

1522.1003 Applicability.

Requests for limitations, variances, tolerances and exemptions shall be submitted to the Chief of the Contracting Office for signature and through the agency labor advisor in the Grants Administration Division to the Department of Labor in accordance with FAR 22.1003-4.

11. Section 1525.102 is revised to read as follows:

1525.102 Policy.

The Chief of the Contracting Office is designated to approve determinations required by FAR 25.102(b)(2).

1542.708 [Amended]

12. Section 1542.708 is amended by removing the dollar figure "\$500,000" in paragraph (a)(1) and replacing it with the dollar figure "\$2,000,000" and by removing the dollar figure "\$1,000,000" in paragraph (a)(2) and replacing it with the dollar figure "\$5,000,000".

1552.210-75 [Amended]

13. Section 1552.210-75 introductory text is amended by removing "1510.011-74" and adding in its place "1510.011-75."

1552.210-76 [Amended]

14. Section 1552.210-76 introductory text is amended by removing "1510.011-75" and adding in its place "1510.011-76."

1552.210-77 [Amended]

15. Section 1552.210-77 introductory text is amended by removing "1510.011-76" and adding in its place "1510.011-77."

1552.210-78 [Amended]

16. Section 1552.210-78 introductory text is amended by removing "1510.011-77" and adding in its place "1510.011-78."

Dated: April 24, 1995.

Betty L. Bailey,

Director, Office of Acquisition Management.

[FR Doc. 95-10877 Filed 5-3-95; 8:45 am]

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DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration****50 CFR Part 651**

[Docket No. 950410096-5096-01; I.D. 042695A]

RIN 0648-AH66

Northeast Multispecies Fishery; Framework 9 Measures; Reporting Requirements

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule; effectiveness of collection-of-information requirements.

SUMMARY: NMFS announces approval by the Office of Management and Budget (OMB) of collection-of-information requirements contained in Framework Adjustment 9 to the Northeast Multispecies Fishery Management Plan (FMP). This rule makes effective several reporting requirements that are associated with regulations that provide significant regulatory relief to fishermen, including transiting certain closed areas under specified conditions, fishing by vessels in a given state's winter flounder fishing program under certain conditions using net mesh size less than the minimum mesh size, and fishing by party and charter boats in the Nantucket Lightship Closed Area under certain conditions.

EFFECTIVE DATE: Sections 651.20(a)(6)(iii)(B), 651.20(j)(1), and 651.21(c)(2)(iv)(A) published at 60 FR 19364 (April 18, 1995) are effective on April 28, 1995.

ADDRESSES: Any comments regarding burden-hour estimates for collection-of-information requirements contained in this final rule should be sent to the Regional Director, Northeast Regional Office, National Marine Fisheries Service, Gloucester, MA 01930, and to the Office of Information and Regulatory Affairs, (Attention: NOAA Desk Officer), Office of Management and Budget, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Susan A. Murphy, Fishery Policy Analyst, 508-281-9252.

SUPPLEMENTARY INFORMATION: A final rule that implemented the measures contained in Framework 9 to the FMP was published in the **Federal Register** on April 18, 1995 (60 FR 19364), and most of those measures were made effective on April 13, 1995. However, because OMB approval of the reporting requirements contained in Framework 9

had not yet been received as of the effective date of that rule, effectiveness of those measures was delayed. OMB approval for those measures was received on April 26, 1995. Consequently this rule makes the three reporting measures (§§ 651.20(a)(6)(iii)(B), 651.20(j)(1), and 651.21(c)(2)(iv)(A)), which were codified in the April 18 final rule, effective.

Classification

The Assistant Administrator for Fisheries, NOAA, finds that, under 5 U.S.C. 553(d)(1), because immediate implementation of this rule relieves restrictions on the industry with virtually no impact on the conservation objectives of the FMP, there is no need to delay the effectiveness of the reporting requirements contained herein.

This rule contains three new collection-of-information requirements subject to the Paperwork Reduction Act that have been approved by the Office of Management and Budget under OMB control number 0648-0202. The public reporting burden for each of these collections of information is estimated to be 2 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining data needed, and completing and reviewing the collection of information. Send comments regarding these reporting burden estimates or any other aspect of these collections of information, including suggestions for reducing the burdens, to NMFS and OMB (see **ADDRESSES**).

NOAA codifies its OMB control numbers for information collection at 50 CFR 204.1.

This action has been determined to be not significant for purposes of E.O. 12866.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: April 28, 1995.

Gary Matlock,

Program Management Officer, National Marine Fisheries Service.

[FR Doc. 95-10929 Filed 4-28-95; 4:36 pm]

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50 CFR Part 649

[Docket No. 950224059-5114-02; I.D. 011195C]

RIN 0648-AH36

American Lobster Fishery; Framework Adjustments 2 and 3

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and